

U.S. DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION

UNITED STATES OF AMERICA	* CRIMINAL NO. 2:23-CR-00185-01
	*
VERSUS	* JUDGE CAIN
	* MAGISTRATE JUDGE KAY
BRENDAN ALEXANDER DELAFOSE	*

ELEMENTS OF OFFENSE

COUNT 2

**POSSESSION OF A MACHINE GUN
[18 U.S.C. § 922(o)]**

You are charged in Count Two of the Indictment with Illegal Possession of a Machine Gun. Title 18, United States Code, Section 922(o) makes it a crime for a person to knowingly possess a machine gun. In order for you to be found guilty of this crime, the Government must prove each of the following elements beyond a reasonable doubt:

- First: That you knowingly possessed a machine gun;
- Second: That you knew, or was aware of, the essential characteristic of the firearm which made it a machine gun as defined by Section 921(a).

II.
VENUE
[18 U.S.C. § 3237(a)]

If the case were to proceed to trial, the government would also have the burden of proving proper venue - that is the government would have to prove by a preponderance of the evidence that the offense was begun, continued, or completed in one of the Parishes that make up the Western District of Louisiana.

12-11-2023
Date

Brendan DeLafose
BRENDAN DELAFOSE
Defendant

12-12-23
Date

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12/20/2023

Date

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